

111TH CONGRESS  
2D SESSION

# H. R. 5733

To permit health care providers to disclose certain protected health information to law enforcement officials.

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IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2010

Mr. BRALEY of Iowa introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To permit health care providers to disclose certain protected health information to law enforcement officials.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Ed Thomas Act of  
5 2010”.

6 **SEC. 2. DISCLOSURE OF CERTAIN PATIENT INFORMATION**  
7 **TO LAW ENFORCEMENT OFFICIALS.**

8 (a) IN GENERAL.—If—

1           (1) an individual is accompanied by a law en-  
2           forcement official at the time such individual seeks  
3           care from a covered entity;

4           (2) such official provides to such entity a re-  
5           quest, in writing, that the entity disclose to the offi-  
6           cial protected health information relating to such in-  
7           dividual; and

8           (3) such written request is made during the pe-  
9           riod that begins when such individual seeks such  
10          care and ends 24 hours after such individual is dis-  
11          charged from such care or otherwise stops receiving  
12          such care,

13       section 164.512(f)(1) of title 45, Code of Federal Regula-  
14       tions, shall apply to the disclosure of such information (in-  
15       cluding the date of discharge) to the law enforcement  
16       agency that employs such official by a covered entity in  
17       the same manner that such section applies to the disclo-  
18       sure of information by a covered entity in response to ad-  
19       ministrative requests.

20       (b) REGULATIONS.—Not later than 90 days after the  
21       date of the enactment of this Act, the Secretary of Health  
22       and Human Services shall promulgate regulations to carry  
23       out this section.

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